

**NOTICE – This is provided for public information only. This document is not an approved set of minutes, only a staff summary of actions taken. The approved minutes will contain the official action taken.**



**NOTICE OF A REGULAR MEETING OF THE COMMON COUNCIL  
OF THE TOWN OF CLARKDALE  
Tuesday, November 10, 2020, 6:00 p.m.**

Join Zoom Meeting

<https://us02web.zoom.us/j/84797026177?pwd=bENoZms4Wk40bzVxK0ZmaXNURTZ2UT09>

Meeting ID: 847 9702 6177

Passcode: 591810

One tap mobile

+16699009128,,84797026177#,,,,,0#,,591810# US (San Jose)

+12532158782,,84797026177#,,,,,0#,,591810# US (Tacoma)

PURSUANT TO A.R.S. §38-431.02, NOTICE IS HEREBY GIVEN to the members of the Common Council of the Town of Clarkdale and to the general public that the Town of Clarkdale Common Council will hold a Regular Meeting open to the public on **Tuesday, November 10, 2020, at 6:00 p.m.** a hybrid meeting: Council and Staff in the **Clark Memorial Clubhouse, Men's Lounge, 19 N. Ninth Street**, Clarkdale, Arizona; Public and Others via Zoom Video Conference. Members of the Clarkdale Common Council will attend either in person or by telephone, video or internet conferencing. Pursuant to A.R.S. §38-431.03, the Council may vote to recess the meeting and move into Executive Session on any item, which will be held immediately after the vote and will not be open to the public. Upon completion of Executive Session, the Council may resume the meeting, open to the public, to address the remaining items on the agenda.

Supporting documentation and staff reports furnished to the Council with this agenda are available for review on the Town website at [www.clarkdale.az.gov](http://www.clarkdale.az.gov) and the Town Clerk's Office.

The undersigned hereby certifies that a copy of this notice was duly posted on the Community Development Building bulletin board, located at 890 Main Street, Clarkdale, Arizona and on the Town of Clarkdale's website on October 8, 2020 at 1:00 p.m.

MARYELLEN DUNN  
*Mary Ellen Dunn*

TOWN CLERK

*As a reminder, if you are carrying a cell phone, electronic pager, computer, two-way radio, or other sound device, we ask that you turn it off at this time to minimize disruption to this meeting.*

**ALL ITEMS ON THIS AGENDA ARE SCHEDULED FOR DISCUSSION AND POSSIBLE ACTION, UNLESS OTHERWISE NOTED.**

**CALL TO ORDER –Mayor Von Gausig called the meeting to order at 6:00 P.M.**

**Roll Call: Mayor Von Gausig, Vice Mayor Dehnert, Councilmembers, Regner and Hunseder**

**Council-Elect: Robyn Prud'homme-Bauer, Marney Babbitt-Pierce, Lisa O'Neill**

**Town Manager Tracie Hlavinka  
Public Works Director Maher Hazine  
Police Chief Randy Taylor  
Human Resources Manager Annie Oddonetto  
Parks and Recreation Manager Joni Westcott  
Community Development Director Ruth Mayday  
Town Clerk Mary Ellen Dunn**

**PUBLIC COMMENT** – The Town Council invites the public to provide comments at this time. Members of the Council may not discuss items that are not specifically identified on the agenda. Therefore, pursuant to A.R.S. §38-431.01(H), action taken as a result of public comment will be limited to directing staff to study the matter, responding to any criticism or scheduling the matter for further consideration and decision at a later date. Persons interested in making a comment on a specific agenda item are asked to complete a brief form and submit it to the Town Clerk during the meeting. Each speaker is asked to limit their comments to five minutes.

**There was no public comment.**

**CONSENT AGENDA** - The consent agenda portion of the agenda is a means of expediting routine matters that must be acted on by the Council. All items are approved with one motion. Any items may be removed for discussion at the request of any Council Member.

- A. Approval of Minutes of the Common Council** - Approval of the minutes of the Regular Meeting held October 13, 2020, and Special Meeting held October 27, 2020.
- B. Claims** - List of specific expenditures made by the Town during the previous month. October, 2020 check log and PPE dated September 26, October 10, 12, 19(2), and 24, 2020.
- C. Board and Commission Minutes** – Acknowledgement of receipt of minutes and draft minutes of the previous month's Board and Commission Meetings.  
  
Design Review minutes of meeting held October 7, 2020  
Planning Commission minutes of meeting held October 27, 2020  
Parks and Recreation Commission cancellation of meeting October 14, 2020
- D. A Resolution of the Mayor and Common Council of the Town of Clarkdale, Arizona, Amending Resolution #1617, Adopting a Range Placement Table for Employee Salary Ranges, and Setting Effective Dates** – Approval of Resolution #1638, changes to the Salary Range Placement Table.

**Action: Approve Consent Agenda items A – D as presented.**

**Motion: Councilmember Regner**

**Second: Vice Mayor Dehnert**

**Vote:**

Voting Member	Aye/Nay
Council Member Scott Buckley	Absent
Vice Mayor Richard Dehnert	Aye
Council Member Debbie Hunseder	Aye
Council Member Bill Regner	Aye
Mayor Doug Von Gausig	Aye

## **NEW BUSINESS**

**RECOGNITION OF OUTGOING COUNCIL AND OUTGOING COUNCIL COMMENTS AND RECOMMENDATIONS** – Staff recognition of outgoing Council and Council comments to staff and recommendations to new Council.

**Action: No action required.**

**OATH OF OFFICE** - Administration of Oath of Office to the newly appointed Council Members.

**Action: Administer Oath of Office to incoming Council.**

**LIQUOR LICENSE APPLICATION** – Discussion and possible action regarding recommendation to the Arizona Department of Liquor Licenses regarding a Series 12 – Restaurant Liquor License for Main Street Café.

**Action: Approve a recommendation to the State Department of Liquor License and Control to approve the Series 12 Restaurant Liquor License for Chelsea and Scott Honey, Main Street Cafe located at 920 Main Street, Clarkdale, AZ.**

**Motion: Councilmember Hunseder**

**Second: Councilmember Regner**

**Vote:**

Voting Member	Aye/Nay
Council Member Marney Babbitt-Pierce	Aye
Council Member Debbie Hunseder	Aye
Council Member Lisa O'Neill	Aye
Mayor Robyn Prud'homme-Bauer	Aye
Council Member Bill Regner	Aye

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, YAVAPAI COUNTY, ARIZONA, ADOPTING BY REFERENCE AND AMENDING SECTION 10-2-3(B); AMENDING SECTION 10-2-6; ADDING A NEW SECTION 8-8, IN CHAPTER 8 - "BUSINESS REGULATIONS" DECLARING THE DOCUMENT ENTITLED "RECREATIONAL MARIJUANA" AS A PUBLIC RECORD, RELATED TO THE REGULATION OF RECREATIONAL MARIJUANA, ESTABLISHING A PURPOSE; SETTING FORTH DEFINITIONS; PROHIBITING MARIJUANA ON PUBLIC**

**PROPERTY; ESTABLISHING REGULATIONS FOR PERSONAL USE AT AN INDIVIDUAL'S PRIMARY RESIDENCE; AUTHORIZING RETAIL SALES OF MARIJUANA AND MARIJUANA PRODUCTS; IMPOSING FEES; SETTING FORTH VIOLATIONS; AND PROVIDING FOR ENFORCEMENT AND PENALTIES** - Discussion and possible action regarding Ordinance #408, an ordinance amending the Town Code and regulating recreational marijuana in the Town of Clarkdale.

**Action: Approve Ordinance #408 adopting by reference and amending Section 10-2-3(B,C); amending Section 10-2-6; adding a new Section 8-8, in Chapter 8 - "Business Regulations" declaring the document entitled "Recreational Marijuana" as a public record, related to the regulation of recreational marijuana, establishing a purpose; setting forth definitions; prohibiting marijuana on public property; establishing regulations for personal use at an individual's primary residence; authorizing retail sales of marijuana and marijuana products; imposing fees; setting forth violations; and providing for enforcement and penalties.**

**Motion: Councilmember Regner**

**Second: Councilmember Hunseder**

**Vote:**

<b>Voting Member</b>	<b>Aye/Nay</b>
Council Member Marney Babbitt-Pierce	Aye
Council Member Debbie Hunseder	Aye
Council Member Lisa O'Neill	Aye
Mayor Robyn Prud'homme-Bauer	Aye
Council Member Bill Regner	Aye

**AN ORDINANCE OF THE MAYOR AND COMMON COUNCIL OF THE TOWN OF CLARKDALE, ARIZONA, REGULATING RECREATIONAL MARIJUANA AND MEDICAL USE OF MARIJUANA, MARIJUANA TESTING FACILITIES, AND OTHER MARIJUANA USES AND ADOPTING BY REFERENCE AMENDMENTS TO THE TOWN OF CLARKDALE ZONING CODE CHAPTER 2 DEFINITIONS; CHAPTER 3 ZONING DISTRICTS; ARTICLES 3-010 SINGLE FAMILY RESIDENTIAL (R1); 3-020 SINGLE FAMILY RESIDENTIAL (R1L); 3-040 SINGLE FAMILY AND LIMITED MULTIPLE FAMILY (R2); 3-050 MULTIPLE FAMILY RESIDENTIAL (R3); 3-060 MANUFACTURED HOME RESIDENTIAL (R4); 3-070 MANUFACTURED HOME RESIDENTIAL ALTERNATE (R4A) 3-080 SUBURBAN RESIDENTIAL (RS3); 3-090 CENTRAL BUSINESS (CB); 3-100 COMMERCIAL (C); AND 3-140 INDUSTRIAL; AND ADDING A NEW ARTICLE 4-122 RECREATIONAL AND MEDICAL MARIJUANA TO CHAPTER 4 GENERAL PROVISIONS; AND DECLARING THE FOREGOING AS A PUBLIC RECORD** – Discussion and possible action regarding Ordinance #409, an ordinance amending the Town Zoning Code and regulating recreational marijuana in the Town of Clarkdale.

**Action: Approve Ordinance 409 adopting by reference and regulating recreational marijuana and medical use of marijuana, marijuana testing facilities, and other marijuana uses and adopting by reference amendments to the Town of Clarkdale Zoning Code Chapter 2 Definitions; Chapter 3 Zoning Districts; Articles 3-010 Single Family Residential (R1); 3-020 Single Family Residential (R1L); 3-040 Single Family and Limited Multiple Family (R2); 3-**

**050 Multiple Family Residential (R3); 3-060 Manufactured Home Residential (R4); 3-070 Manufactured Home Residential Alternate (R4A); 3-080 Suburban Residential (RS3); 3-090 Central Business (CB); 3-100 Commercial (C); and 3-140 Industrial; and adding a new article 4-122 Recreational and Medical Marijuana to Chapter 4 General Provisions; and declaring the foregoing as a public record.**

**Motion: Councilmember Hunseder**

**Second: Councilmember O'Neill**

**Vote:**

<b><u>Voting Member</u></b>	<b><u>Aye/Nay</u></b>
Council Member Marney Babbitt-Pierce	Aye
Council Member Debbie Hunseder	Aye
Council Member Lisa O'Neill	Aye
Mayor Robyn Prud'homme-Bauer	Aye
Council Member Bill Regner	Aye

**DIRECT CONTRACT WITH JAMES COOKE & HOBSON, INC.** – Discussion and possible action regarding a direct contract with James Cooke & Hobson, Inc. for rehabilitation of the Bitter Creek Pump Station (AKA Fiesta Lift Station) and authorization to the Public Works Director to sign the purchase order in the amount not to exceed \$53,000.

**Action: Approve a direct contract with James Cooke & Hobson, Inc. for rehabilitation of the Bitter Creek Pump Station (AKA Fiesta Lift Station) and authorization to the Public Works Director to sign the purchase order in the amount not to exceed \$53,000.**

**Motion: Councilmember Hunseder**

**Second: Councilmember Babbitt-Pierce**

**Vote:**

<b><u>Voting Member</u></b>	<b><u>Aye/Nay</u></b>
Council Member Marney Babbitt-Pierce	Aye
Council Member Debbie Hunseder	Aye
Council Member Lisa O'Neill	Aye
Mayor Robyn Prud'homme-Bauer	Aye
Council Member Bill Regner	Aye

**ALLOCATION OF DESIGNATED FUNDS** – Discussion and possible action regarding funding four (4) tablets with the 2020-2021 designated funds in the amount of \$10,000.

**Action: Approval of funding four (4) tablets with the 2020-2021 designated funds in the amount of \$10,000.**

**Motion: Councilmember Babbitt-Pierce**

**Second: Councilmember O'Neill**

**Vote:**

<b><u>Voting Member</u></b>	<b><u>Aye/Nay</u></b>
Council Member Marney Babbitt-Pierce	Aye

Council Member Debbie Hunseder	Aye
Council Member Lisa O'Neill	Aye
Mayor Robyn Prud'homme-Bauer	Aye
Council Member Bill Regner	Aye

**FUTURE AGENDA ITEMS** - Listing of items to be placed on a future council agenda.

**ADJOURNMENT – Without objection Mayor Von Gausig adjourned the meeting at 7:29 P.M.**